

AO 399 (01/09) Waiver of the Service of Summons

UNITED STATES DISTRICT COURT

for the
District of South CarolinaJohn Trenton Pendarvis

Plaintiff

v.

Alan M. Wilson, et al.

Defendant

Civil Action No. 2:22-cv-03142-BHH-MHC

WAIVER OF THE SERVICE OF SUMMONS

To: Patrick J. McLaughlin and C. Bradley Hutto

(Name of the plaintiff's attorney or unrepresented plaintiff)

I have received your request to waive service of a summons in this action along with a copy of the complaint, two copies of this waiver form, and a prepaid means of returning one signed copy of the form to you.

I, or the entity I represent, agree to save the expense of serving a summons and complaint in this case.

I understand that I, or the entity I represent, will keep all defenses or objections to the lawsuit, the court's jurisdiction, and the venue of the action, but that I waive any objections to the absence of a summons or of service.

I also understand that I, or the entity I represent, must file and serve an answer or a motion under Rule 12 within 60 days from 09/16/2022, the date when this request was sent (or 90 days if it was sent outside the United States). If I fail to do so, a default judgment will be entered against me or the entity I represent.

Date: 9/27/22Wesley Vorberger

Printed name of party waiving service of summons

Wesley Vorberger & EATB SAIB with authorization

Signature of the attorney or unrepresented party

Wesley Vorberger

Printed name

305 Mt. Haven Dr., Forest VA 24551

Address

wa.vorberger@gmail.com

E-mail address

803-734-3970

Telephone number

Duty to Avoid Unnecessary Expenses of Serving a Summons

Rule 4 of the Federal Rules of Civil Procedure requires certain defendants to cooperate in saving unnecessary expenses of serving a summons and complaint. A defendant who is located in the United States and who fails to return a signed waiver of service requested by a plaintiff located in the United States will be required to pay the expenses of service, unless the defendant shows good cause for the failure.

"Good cause" does not include a belief that the lawsuit is groundless, or that it has been brought in an improper venue, or that the court has no jurisdiction over this matter or over the defendant or the defendant's property.

If the waiver is signed and returned, you can still make these and all other defenses and objections, but you cannot object to the absence of a summons or of service.

If you waive service, then you must, within the time specified on the waiver form, serve an answer or a motion under Rule 12 on the plaintiff and file a copy with the court. By signing and returning the waiver form, you are allowed more time to respond than if a summons had been served.

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(Name of the plaintiff's attorney or unrepresented plaintiff)

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Date:

9/27/22Robert D Cook by Eriny Santa with authorization

Signature of the attorney or unrepresented party

Robert D. Cook

Printed name of party waiving service of summons

Robert D. Cook

Printed name

P O Box 11549, Columbia, SC 29211

Address

R Cook @ scag.gov

E-mail address

803 734 3970

Telephone number

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District of South CarolinaJohn Trenton Pendarvis*Plaintiff*

v.

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Civil Action No. 2:22-cv-03142-BHH-MHC

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To: Patrick J. McLaughlin and C. Bradley Hutto*(Name of the plaintiff's attorney or unrepresented plaintiff)*

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Date: 9/27/22s/J. Emory Smith, Jr.*Signature of the attorney or unrepresented party*Emory Smith, Jr.*Printed name of party waiving service of summons*Emory Smith, Jr.*Printed name*P.O. Box 11549, Columbia, SC 29211*Address*esmith@scag.gov*E-mail address*803-734-3970*Telephone number*

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District of South CarolinaJohn Trenton Pendarvis*Plaintiff*

v.

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Civil Action No. 2:22-cv-03142-BHH-MHC

WAIVER OF THE SERVICE OF SUMMONS

To: Patrick J. McLaughlin and C. Bradley Hutto*(Name of the plaintiff's attorney or unrepresented plaintiff)*

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Date: 9/27/22Harley L. Kirkland*Printed name of party waiving service of summons*s/ Harley L. Kirkland*Signature of the attorney or unrepresented party*Harley Kirkland*Printed name*P.O. Box 11549, Columbia, SC 29211*Address*HKirkland@scag.gov*E-mail address*803-734-3970*Telephone number*

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v.

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Civil Action No. 2:22-cv-03142-BHH-MHC

WAIVER OF THE SERVICE OF SUMMONS

To: Patrick J. McLaughlin and C. Bradley Hutto*(Name of the plaintiff's attorney or unrepresented plaintiff)*

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Date: 9/27/22David S. Jones*Printed name of party waiving service of summons*David S. Jones G. Emory Smith Jr. W. Authorized*Signature of the attorney or unrepresented party*David S. Jones*Printed name*PO Box 11549 Columbia SC 29211*Address*D.Jones@scag.gov*E-mail address*803-734-3970*Telephone number*

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(Name of the plaintiff's attorney or unrepresented plaintiff)

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Date: 9/27/22T. Stephen Lynch

Printed name of party waiving service of summons

T. Stephen Lynch by Emily Smith and David Wilson
Signature of the attorney or unrepresented partyT. Stephen Lynch

Printed name

PO Box 11549 Columbia SC 29211

Address

Slynch@scag.gov

E-mail address

803-734 3970

Telephone number

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Date: 9/27/22Robert Kittle

Printed name of party waiving service of summons

Robert Kittle by Esq. Smith with authorization

Signature of the attorney or unrepresented party

Robert K. Hille

Printed name

P.O. Box 11549 Columbia, SC 29211

Address

R.Kittle@scag.gov

E-mail address

803-734-3970

Telephone number

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Date: 9/27/22Alan M. Wilson by Eddy Smith with authorization
*Signature of the attorney or unrepresented party*Alan M. Wilson*Printed name of party waiving service of summons*Alan M. Wilson*Printed name*PO Box 11549, Columbia, SC 29211*Address*agwilson@scag.gov*E-mail address*803-734-3970*Telephone number*

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Date: 9/27/22W. Jeffrey Young*Printed name of party waiving service of summons*W. Jeffrey Young by Emily Smith with authorization*Signature of the attorney or unrepresented party*W. Jeffrey Young*Printed name*PO Box 11549 Columbia SC 29211*Address*J Young @ Scag.gov*E-mail address*803-734-3970*Telephone number*

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Date:

9/27/22

*Signature of the attorney or unrepresented party*Joanne Lee*Printed name of party waiving service of summons*Joanne Lee*Printed name*PO Box 11549 Columbia SC 29211*Address*Jlee@scag.gov*E-mail address*803-734-3970*Telephone number*

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